



DFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 1035-469

C# M#

SEKO

TC/A.U. 2826

Serial No. 10/668,234

Examiner: Andujar, L.

Filed: September 24, 2003

Date: March 18, 2005

Title: SEMICONDUCTOR DEVICE AND FABRICATION PROCESS THEREOF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

**Fees are attached as calculated below:**

Total effective claims after amendment **14** minus highest number  
previously paid for **20** (at least 20) = **0** x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment **3** minus highest number  
previously paid for **3** (at least 3) = **0** x \$200.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add  
\$360.00 (1051)/\$180.00 (2051) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s)  
One Month Extension \$120.00 (1251)/\$60.00 (2251)  
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)  
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)  
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: H. Warren Burnam, Jr., Reg. No. 29,366

Signature: 

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\* \* \* \* \*

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Sir:

**ELECTION UNDER 35 USC §121**

In response to the Office Action dated February 25, 2005 holding the subject matter of claims 1-7 to be non-obvious and patentably distinct from that of claims 8-14, Applicant(s) hereby elect the invention of Group I, (upon which claims 1-7 are readable) for further substantive examination.

This election is made without traverse. However, since a restriction requirement is never proper unless the restricted group of claims is patentably distinct (i.e., inter alia, non-obvious under 35 USC §103) from the elected group of claims, the Examiner is requested to insure that such patentable distinctness is present before proceeding to make the requirement final.

It is respectfully requested that the non-elected claims be retained for use with a possible divisional application.

Respectfully submitted,  
**NIXON & VANDERHYE P.C.**

March 18, 2005

By:   
H. Warren Burnam, Jr.  
Reg. No. 29,366

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